

### REMARKS

Reconsideration and allowance of the subject application are respectfully solicited.

Claims 1 through 3 and 5 through 10 are pending, with Claims 1, 2, 3, 9, and 10 being independent. Claims 1 through 3, 9, and 10 have been amended.

### 3<sup>rd</sup> REQUEST FOR RETURN OF FORM PTO-1449

Applicants yet again respectfully request return of the Form PTO-1449 from the January 11, 2005 Corrected Information Disclosure Statement.

### FURTHER REMARKS

Claims 1 through 3 and 5 through 10 were variously rejected under 35 U.S.C. § 103 over previously-cited US 2002/0044152 A1 (Abbott, III, et al., '152), taken alone or in view of newly-cited US 2003/0032876 A1 (Chen). All rejections are respectfully traversed.

Claims 1, 2, 3, 9, and 10 variously recite, *inter alia*, extracting a virtual image elimination area of the virtual image by (a) detecting, using image processing, a closed area in the real image or video image corresponding to a closed area where the user designates within a sensing range of the real image or video image in the real world and (b) extracting the detected closed area as the virtual image elimination area.

However, Applicants respectfully submit that neither Abbott, III, et al. nor Chen, even in the proposed combination, assuming, arguendo, that such could be combined, discloses or suggests at least the above-discussed claimed features as recited, *inter alia*, in Claims 1, 2, 3, 9, and 10.

Applicants respectfully submit that Abbott, III, et al. merely shows, e.g., detecting a whole *virtual object* as an elimination area, i.e., it can change a position, transparency or size of an image of a whole *virtual object* designated by a user (such as a compass 600 in Fig. 6).

Also, the Official Action relies upon Abbott, III, et al. for paragraphs [0057]-[0059]. But Applicants respectfully submit that Abbott, III, et al. merely shows that wearable computer 100 may be equipped with context aware components (e.g., eye movement sensors, blink detection sensors, head movement sensors, GPS systems, and the like), whereby, for example, if the user turns their head away from the mountain, the computer 100 will sense that the user is looking in another direction (e.g., [0056]-[0059]). Applicants respectfully submit that while Abbott, III, et al. does, as pointed out in the Official Action use the expression “e.g.”, that the foregoing provides neither a description nor a suggestion of the above-discussed claimed features.

Turning to Chen, Applicants respectfully submit that such merely shows, e.g., slicing away portions of the virtual image to expose virtual planning markers, or fading away some or all of the virtual image to expose the virtual planning marks (e.g., [0066]), which again provides neither a description nor a suggestion of the above-discussed claimed features.

Applicants further respectfully submit that there has been no showing of any indication of motivation in the cited documents to arrive at the above-discussed claimed features. By means of such features, Applicants respectfully submit that, as shown in Figs. 9A and 9B, the user can designate a closed area as a virtual image elimination area simply by forming a circle using his hand at a position within a sensed range of a real image in the real world. Of course, the claims are not limited to the disclosed embodiments.

The dependent claims are also submitted to be patentable because they set forth additional aspects of the present invention and are dependent from independent claims discussed above. For example, Applicants respectfully submit that Abbott, III, et al. also fails to disclose or suggest the designation means of Claim 5, let alone using a frame having a particular color, as recited in Claim 7, or at least one hand of the user as recited in

Claim 8. Therefore, separate and individual consideration of each dependent claim is respectfully requested.

Applicants submit that this application is in condition for allowance, and a Notice of Allowance is respectfully requested.

Applicants' undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 530-1010. All correspondence should continue to be directed to our address given below.

Respectfully submitted,

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